

UNITED STATES DISTRICT COURT
IN AND FOR THE DISTRICT OF NEW HAMPSHIRE

JAMES W. MCCARTHY,

Plaintiff,

-against-

Civil Case No. 04-477-JD

CITIGROUP GLOBAL MARKETS, INC.,

Defendant.

MOTION TO REOPEN

James W. McCarthy files this Motion to Reopen in order to file the accompanying Post-Remand Motion to Vacate an Arbitration Award, and for Further Remand, and supporting papers.

The accompanying Post-Remand Motion to Vacate arises out of a remand for further arbitration proceedings, ordered in this case, as set forth in the Court's Order, entered January 28, 2005. Because the Post-Remand Motion to Vacate arises out of and directly relates to the proceedings in this case, McCarthy respectfully requests that the Court reopen this case to consider the Post-Remand Motion to Vacate.

Dated: September 8, 2005

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that Plaintiff's Motion to Reopen on the following persons on this date and in the manner specified herein:

Electronically Served:

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